

DAC/77 #3
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : HIGH, ET AL.
SERIAL NO : 09/827,833
FILED : April 6, 2001
TITLE : VARIABLE OPTICAL FILTER

Grp./A.U. :
Examiner :
Conf. No. : 6356
Docket No. : P05127US0

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SEP 6 2001

OFFICE OF PETITIONS

**NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS A SMALL ENTITY
(37 C.F.R. § 1.28(c))**

Assistant Commissioner for Patents
Box: IDS
Washington, D.C. 20231

Sir:

- On April 6, 2001, a small entity assertion was erroneously filed in this
☒ application
☐ patent
- This assertion of small entity status in this application and the payment of fee(s) as a small entity was/were made in good faith.
- It has now been discovered that such status as a small entity was established in error.

CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this document and the documents referred to as enclosed therein are being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on this 29th day of August, 2001.

09/06/2001 GLUW31 00000031 09027033

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Wendy K. Marsh
Wendy K. Marsh

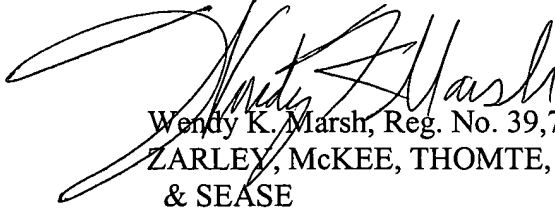
4. (complete the following applicable item(s))

<u>FEE(S) ERRONEOUSLY PAID AS A SMALL ENTITY</u>	<u>FEE ACTUALLY PAID AS A SMALL ENTITY</u>	<u>DEFICIENCY OWED</u>
<input checked="" type="checkbox"/> Filing fee paid on April 6, 2001.	\$ 355.00	\$ 355.00
<input type="checkbox"/> Fee for excess claims (over 20) paid on _____.	\$ _____	\$ _____
<input type="checkbox"/> Extension of time fee paid on _____.	\$ _____	\$ _____
<input type="checkbox"/> The issue fee paid on _____.	\$ _____	\$ _____
<input type="checkbox"/> _____ maintenance fee (first, second or third) paid on _____	\$ _____	\$ _____
<input type="checkbox"/> Other:		

5. The total deficiency owed is paid as follows:

- ☒ Attached is a ☒ check ☐ money order in the amount of \$ 355.00
- ☐ Authorization is hereby made to charge the amount of \$ _____
to Deposit Account No. 26-0084
- ☒ Charge any additional fees required by this paper or credit any overpayment in the
manner authorized above.
- A duplicate of this paper is attached.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Wendy K. Marsh". The signature is fluid and cursive, with a large initial "W" and "M".

Wendy K. Marsh, Reg. No. 39,705

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-jc-